

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
v.)	Criminal No. 09-40018-GPM
)	
HEALTH PLAN OF SOUTHERN ILLINOIS,)	
INC., d/b/a FRANKLIN RURAL HEALTH CARE)	
CLINIC II,)	
Defendant.)	

REPORT AND RECOMMENDATION

The United States of America and the Defendant having both filed a written consent, appeared before me pursuant to Federal Rule of Criminal Procedure 11 and SDIL Rule 72.1(b)(2). Pursuant to Federal Rule of Criminal Procedure 7(b), the Defendant was advised of the nature of the charge and his rights, and the Defendant waived his right to prosecution by indictment.

The Defendant entered a plea of guilty to Count 1 of the Information charging a violation of Title 18, United States Code, Section 1347.

After cautioning and examining the Defendant under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowing and voluntary as to Count 1, and that the offense charged is supported by an independent factual basis containing each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted, that a presentence investigation and report be prepared, and that the Defendant be adjudicated guilty and have sentence imposed accordingly.

DATED: March 30, 2009

s/Philip M. Frazier
HON. PHILIP M. FRAZIER
UNITED STATES MAGISTRATE JUDGE

NOTICE

The failure to file a written objection to this Report and Recommendation within ten (10) days from the date of service shall bar an aggrieved party from challenging this Report and Recommendation before the assigned U.S. District Judge. 28 U.S.C. 636(b)(1)(B).